

ARNOLD & PORTER

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DENVER, COLORADO 80203
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RECEIVED

SEP 29 1989

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FCC

September 29, 1989

BY HAND DELIVERY

Ms. Donna Searcy
Secretary
Federal Communications Commission
1919 M Street, NW Room L-18
Washington, D.C. 20554

94-10

Re: Applications for Renewal of License
The Lutheran Church/Missouri Synod
Stations KFUE and KFUE-FM -- Clayton, MO

Dear Ms. Searcy:

Tendered herewith, on behalf of The Lutheran Church/Missouri Synod, licensee of Stations KFUE and KFUE-FM, Clayton, Missouri, are an original and two copies each of an application for renewal of license of each station. Included with each of the two applications is the following:

1. Application for Renewal of License, FCC Form 303-S;
2. Statement Concerning RF Radiation;
3. Broadcast Equal Employment Opportunity Program Report, FCC Form 396; and
4. Annual Ownership Report, FCC Form 323.

Kindly direct inquiries and copies of correspondence concerning these applications to undersigned counsel.

Very truly yours,

Marcia Cranberg
Marcia Cranberg

Enclosures

APPLICATION FOR RENEWAL OF LICENSE FOR
COMMERCIAL AND NONCOMMERCIAL AM, FM OR TV BROADCAST STATION

<p>For <u>Commission</u> Fee Use Only</p> <div style="text-align: center; border: 1px solid black; padding: 5px; width: 150px; margin: 10px auto;">RECEIVED SEP 29 1989 NOTICES SECTION FCC</div>		<p>FEE NO: 06023954</p>	<p>For <u>Applicant</u> Fee Use Only</p> <p>Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If No, indicate reason therefor (check one box): <input type="checkbox"/> Nonfeeable application</p> <p>Fee Exempt (See 47 C.F.R. Section 1.1112) <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity</p>	
		<p>FEE TYPE: <i>MFY</i></p>		
		<p>FEE AMT: <i>30.00</i></p>		
		<p>ID SEQ: <i>04</i></p>		
<p>For <u>Commission</u> Use Only: File No.</p>				

<p>1. Name of Applicant The Lutheran Church - Missouri Synod</p> <p>Mailing Address 85 Founders Lane</p> <table style="width:100%"><tr><td style="width: 30%;">City St. Louis</td><td style="width: 10%;">State MO</td><td style="width: 60%;">ZIP Code 63105</td></tr></table>				City St. Louis	State MO	ZIP Code 63105	<p>4. Have the following reports been filed with the Commission:</p> <p>(a) The Broadcast Station Annual Employment Reports (FCC Form 395-B) as required by 47 C.F.R. Section 73.3612? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If No, attach as Exhibit No. _____ an explanation.</p> <p>(b) The applicant's Ownership Report (FCC Form 323 or 323-E) as required by 47 C.F.R. Section 73.3615? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If No, give the following information: Date last ownership report was filed _____ Call letters of station for which it was filed _____</p>	
City St. Louis	State MO	ZIP Code 63105						
<p>2. This application is for: <input checked="" type="checkbox"/> AM <input type="checkbox"/> FM <input type="checkbox"/> TV</p> <table style="width:100%"><tr><td style="width: 50%;">(a) Call Letters: KFUO</td><td style="width: 50%;">(b) Principal Community: City Clayton State MO</td></tr></table>				(a) Call Letters: KFUO	(b) Principal Community: City Clayton State MO			
(a) Call Letters: KFUO	(b) Principal Community: City Clayton State MO							
<p>3. Attach as Exhibit No. _____ an identification of any FM booster or TV booster station for which renewal of license is also requested.</p>								

5. Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? ☒ Yes ☐ No

If No, attach as Exhibit No. _____ an explanation.

6. Since the filing of the applicant's last renewal application for this station or other major application, has an adverse finding been made or final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination? ☐ Yes ☒ No

If Yes, attach as Exhibit No. _____ a full description of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers) and the disposition of the litigation.

7. Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact? ☐ Yes ☒ No

If Yes, attach as Exhibit No. _____ an Environmental Assessment required by 47 C.F.R. Section 1.1311.

If No, explain briefly why not. See statement attached

8. Has the applicant placed in its station's public inspection file at the appropriate times the documentation required by 47 C.F.R. Sections 73.3526 or 73.3527? ☒ Yes ☐ No

If No, attach as Exhibit No. _____ a complete statement of explanation.

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

CERTIFICATION: I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Name	The Rev. Dr. Ralph A. Bohlmann	Signature	<i>Ralph A. Bohlmann</i>
Title	President	Date	SEP. 27, 1989

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

Application for Renewal of License
KFUO, Clayton, MO.
Item No. 7

The tower is surrounded by a high fence and is not accessible to the public. As per tables 1 and figure 1 of OST Bulletin No. 65, the RF level is below the ANSI level outside the fenced area and the system is in compliance.

BROADCAST EQUAL EMPLOYMENT OPPORTUNITY PROGRAM REPORT

(To be filed with broadcast license renewal application)

(For FCC Use Only)

Code No.

Call Letters KFUO

Name of Licensee The Luthran Church - Missouri Synod

City and State which station
is licensed to serve Clayton, Missouri

TYPE OF BROADCAST STATION (Check one)

Commercial Broadcast Station

Noncommercial Broadcast Station

- ☒ AM
☐ AM Station is operated non-commercial.
☐ FM
☐ Combined AM & FM
in same area
- ☐ TV
☐ Low Power TV
☐ International

- ☐ Educational Radio
☐ Educational TV

SEND NOTICES AND COMMUNICATIONS TO THE FOLLOWING NAMED PERSON AT THE ADDRESS INDICATED BELOW:

Name	Paul Devantier			Street Address	85 Founders lane		
City	St. Louis			State	MO	ZIP Code	63105
				Telephone No.	(314) 725-3030		

FILING INSTRUCTIONS

Broadcast station licensees are required to afford equal opportunity to all qualified persons and to refrain from discriminating in employment and related benefits on the basis of race, color, national origin, and sex. See Section 73.2080 of the Commission's Rules. Pursuant to these requirements, a license renewal applicant who employs five or more full-time station employees must file a report of its activities to ensure equal employment opportunity for women and minority groups (that is, Blacks not of Hispanic origin, Asians or Pacific Islanders, American Indians or Alaskan Natives, and Hispanics). If minority group representation in the available labor force is less than five percent (in the aggregate), equal employment opportunity (EEO) program information for minority group members need not be filed. However, EEO program information must be filed for women since they comprise a significant percentage of virtually all area labor forces. If an applicant employs fewer than five full-time employees, no equal employment opportunity activity information need be filed.

A copy of this report must be kept in the station's public file. These actions are required to obtain license renewal. Failure to meet these requirements may result in license renewal being delayed or denied. These requirements are contained in Section 73.2080 of the FCC Rules (47 CFR 73.2080), and are authorized by the Communications Act of 1934, as amended.

- ☐ If your station employs fewer than five full-time employees, check the box at left, complete the certification below, return the form to the FCC, and place a copy in your station's public file. You do not have to complete the rest of the form.

If your station employs five or more full-time employees, you must complete all of this form and follow all instructions.

- ☐ If minority group representation in the available labor force is less than 5 percent (in the aggregate) and you choose not to file EEO program information for minority groups, check the box at left and complete the rest of this form with only the information for your program directed towards women.

CERTIFICATION

This report must be certified, as follows:

- A. By licensee, if an individual;
- B. By a partner, if a partnership (general partner, if a limited partnership);
- C. By an officer, if a corporation or an association; or
- D. By an attorney of the licensee, in case of physical disability or absence from the United States of the licensee.

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.**

I certify to the best of my knowledge, information and belief, all statements contained in this report are true and correct.

Signed <i>Ralph A. Bohlman</i>
Title President
Date SEP. 27, 1989
Name of Respondent The Lutheran Church - Missouri Synod
Telephone No. (include area code) 314 725-3030

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the license renewal requested is consistent with the public interest. The staff, consisting variously of attorneys, accountants, engineers, and applications examiners, will use the information to determine whether the license renewal application should be granted, denied, dismissed or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

I GENERAL POLICY

It is the policy of KFUD and KFUD-FM to provide equal employment opportunity to all qualified individuals without regard to their race, color, religion, national origin or sex in all personnel actions including recruitment, evaluation, selection, promotion, compensation, training and termination.

It is also our policy to promote the realization of equal employment opportunity through a positive, continuing program of specific practices designed to ensure the full realization of equal employment opportunity without regard to race, color, religion, national origin or sex.

To make this policy effective, and to ensure conformance with the Rules and Regulations of the Federal Communications Commission, we have developed an Equal Employment Opportunity Program which includes the following elements:

II RESPONSIBILITY FOR IMPLEMENTATION

Paul Devantier, Executive Director, is responsible for the administration and implementation of our Equal Employment Opportunity Program. It is also the responsibility of all persons making employment decisions with respect to recruitment, evaluation, selection, promotion, compensation, training and termination of employees to ensure that our policy and program is adhered to and that no person is discriminated against in employment because of race, color, religion, national origin or sex.

III POLICY DISSEMINATION

To assure that all members of the staff are cognizant of our equal employment opportunity policy and their individual responsibilities in carrying out this policy, the following communication efforts are made:

The station's employment application form contains a notice informing prospective employees that discrimination because of race, color, religion, national origin or sex is prohibited and that they may notify the appropriate local, state, or federal agency if they believe they have been the victims of discrimination.

Appropriate notices are posted informing applicants and employees that the station is an Equal Opportunity Employer and of their right to notify an appropriate local, state, or federal agency if they believe they have been the victim of discrimination.

IV RECRUITMENT

When vacancies occur, it is the policy of KFUE and KFUE-FM to seek out qualified minority and female applicants. We deal only with employment services, including state employment agencies, which refer job candidates without regard to their race, color, religion, national origin or sex. We contact the various employment services and actively seek female and minority referrals and we specifically request them to provide us with qualified female and minority referrals. See sample reply form attached.

When utilizing media for recruitment purposes, help-wanted advertisements always include a notice that we are an Equal Opportunity Employer and contain no indication, either explicit or implied, of a preference for one sex over another.

We encourage present employees, particularly minority and female employees to refer minority and female candidates for existing and future job openings.

V TRAINING

We encourage employees to seek additional job-related formal education. We also encourage training through workshops, seminars, etc. Approved training programs qualify employees for time off with pay while acquiring additional education and/or training.

VI COMPLAINTS

There have been no complaints filed against the stations during the past licensed period with regard to the stations' employment practices.

VII JOB HIRES

During the twelve month period beginning October 1, 1988 and ending September 30, 1989, we hired a total of six persons, two white males and four white females.

VIII PROMOTION

It is our policy to provide promotions on a nondiscriminatory basis. Further, to assure that minorities and women are given due consideration for promotional opportunities, special effort is taken to encourage minorities and women to qualify and apply for advancement.

There were no promotions at the stations during the twelve month period prior to the filing of this application.

IX EFFECTIVENESS OF AFFIRMATIVE ACTION PLAN

KFUE and KFUE-FM have long been committed to Equal Employment Opportunity and will continue to act affirmatively to maintain that commitment.



This is to acknowledge that I have received a letter from Station KFUO-FM seeking female and minority referrals for job openings at the station.

Dean Rosenberg
Signature

7-21-89
Date

The following action [has been] [will be] taken:

Other organizations to contact:

Name	Address
<hr/>	<hr/>
<hr/>	<hr/>

SUBMITTED BY SNELLING & SNELLING PERSONNEL CONSULTANTS 77 West Port Plaza, Suite 416 PHONE: 878-5900 St. Louis, Mo. 63146
--

85 FOUNDERS LANE
ST. LOUIS, MO. 63105
(314) 725-0099

United States of America
Federal Communications Commission
Washington, D. C. 20554

Ownership Report

NOTE: Before filling out this form, read attached instructions

Section 310(d) of the Communications Act of 1934 requires that consent of the Commission must be obtained prior to the assignment or transfer of control of a station license or construction permit. This form may not be used to report or request an assignment of license/permit or transfer of control (except to report an assignment of license/permit or transfer of control made pursuant to prior Commission consent).

1. All of the information furnished in this Report is accurate as of

September 22, 1989

(Date must comply with Section 73.3615(a), i.e., information must be current within 60 days of the filing of this report, when 1(a) below is checked.)

This report is filed pursuant to Instruction (check one)

1(a) ☒ Annual 1(b) ☐ Transfer of Control or Assignment of License 1(c) ☐ Other

for the following stations:

Call Letters	Location	Class of service
KFUO KFUO-FM	Clayton, MO.	AM/FM Combined

2. Give the name of any corporation or other entity for whom a separate Report is filed due to its interest in the subject licensee (See Instruction 3):

NOT APPLICABLE

3. Show the attributable interests in any other broadcast station of the respondent. Also, show any interest of the respondent, whether or not attributable, which is 5% or more of the ownership of any other broadcast station or any newspaper or CATV entity in the same market or with overlapping signals in the same broadcast service, as described in Sections 73.3555 and 78.501 of the Commission's Rules.

100% interest in former Radio Station KICX-AM (new call letters being applied for) McCook, NE.

CERTIFICATION

I certify that I am President

(Official title, see Instruction 1)

of The Lutheran Church - Missouri Synod

(Exact legal title or name of respondent)

that I have examined this Report, that to the best of my knowledge and belief, all statements in the Report are true, correct and complete.

(Date of certification must be within 60 days of the date shown in Item 1 and in no event prior to Item 1 date):

Ralph A. Bohlsman
(Signature)

SEP. 27, 19 89
(Date)

Telephone No. of respondent (include area code):

(314) 725-3030

Any person who willfully makes false statements on this report can be punished by fine or imprisonment. U.S. Code, Title 18, Section 1001.

Name and Post Office Address of respondent:

The Lutheran Church - Missouri Synod
85 Founders Lane
St. Louis, MO. 63105

4. Name of entity, if other than licensee or permittee, for which report is filed (see Instruction 3):

NOT APPLICABLE

5. Respondent is:

- ☐ Sole Proprietorship
☐ For-profit corporation
☒ Not-for-profit corporation
☐ General Partnership
☐ Limited Partnership
☐ Other: _____

If a limited partnership, is certification statement included as in Instruction 4?

☐ Yes ☐ No

List all contracts and other instructions required to be filed by Section 73.3613 of the Commission's Rules and Regulations. (Only licensees, permittees, or a reporting entity with a majority interest in or that otherwise exercises de facto control over the subject licensee or permittee shall respond.)

Description of contract or instrument	Name of person or organization with whom contract is made	Date of Execution	Date of Expiration
NONE			

Capitalization (Only licensees, permittees, or a reporting entity with a majority interest in or that otherwise exercises de facto control over the subject licensee or permittee, shall respond.)

Class of Stock (preferred, common or other)	Voting or Non-voting	Number of Shares			
		Authorized	Issued and Outstanding	Treasury	Unissued
NO STOCK OF ANY KIND					

Remarks concerning family relationships, attribution exemptions and certifications: (See Instructions 4, 5 and 6)

DOES NOT APPLY

4. List officers, directors, cognizable stockholders and partners. Use one column for each individual or entity. Attach additional pages, if necessary. See Instructions 4, 5, and 6.

Line (Read carefully - The numbered items below refer to line numbers in the following table.)

1. Name and residence of officer, director, cognizable stockholder or partner (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List officers first, then directors and, thereafter, remaining stockholders and partners.
2. Citizenship.
3. Office or directorship held.
4. Number of shares or nature of partnership interest.
5. Number of votes.
6. Percentage of votes.
7. Other existing attributable interests in any other broadcast station, including nature and size of such interest.
8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in Sections 73.3555 and 76.501 of the Commission's Rules, including the nature and size of such interests and the position held.

1	(a)	(b)	(c)
	SEE EXHIBIT A		
2			
3			
4			
5			
6			
7			
8			

**FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT**

The solicitation of personal information requested in this Report is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to assess compliance with the Commission's multiple ownership restrictions. The staff, consisting variously of attorneys and examiners, will use the information to determine such compliance. If all the information requested is not provided, processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to retain your authorization.

EXHIBIT A
Ownership Report (8)

Each Member of the Board has one vote.

Name and Residence	Citizenship	Office or Directorship held and date of election
Rev. Dr. Ralph A. Bohlmann 1333 South Kirkwood Road St. Louis, MO. 63122	U.S.	President of Applicant and member of Board of Directors 1989
Rev. Dr. August T. Mennicke 1333 South Kirkwood Road St. Louis, MO. 63122	U.S.	First Vice-President of Applicant and member of Board of Directors 1989
Rev. Dr. Robert H. King 901 Roland Court Jefferson City, MO. 65101	U.S.	Second Vice-President of Applicant and member of Board of Directors 1989
Rev. Dr. Robert C. Sauer 2716 Norwich St. Charles, MO. 63301	U.S.	Third Vice-President of Applicant and member of Board of Directors 1989
Rev. Dr. Eugene W. Bunkowske 4 Cloverdale Place Ft. Wayne, IN. 46825	U.S.	Fourth Vice-President of Applicant and member of Board of Directors 1989
Rev. Dr. Walter A. Maier 12017 Westwind Drive Ft. Wayne, IN. 46825	U.S.	Fifth Vice-President of Applicant and member of Board of Directors 1989
Rev. Dr. Walter L. Rosin 1333 South Kirkwood Road St. Louis, MO. 63122	U.S.	Secretary of Applicant and member of Board of Directors 1989
Dr. Norman D. Sell 1333 South Kirkwood Road St. Louis, MO. 63122	U.S.	Treasurer and Chief Financial Officer of Applicant and member of Board of Directors 1989
Dr. John P. Schuelke 1333 South Kirkwood Road St. Louis, MO. 63122	U.S.	Executive Director of the Board of Directors 1989
Mr. Donald J. Brosz Malkerns Research Station P. O. Box 4 Malkerns, Swaziland	U.S.	Member of Board of Directors 1989
Mr. John L. Daniel 949 Little Lehigh Drive Emmaus, PA. 18049	U.S.	Member of Board of Directors 1989
Mr. Clifford A. Dietrich 4616 Arlington Avenue Ft. Wayne, IN. 46807	U.S.	Member of Board of Directors 1989

EXHIBIT A (continued)
Ownership Report (8)

Dr. Robert Hirsch Rt. 1, Box 708 Woodland Ridge Yankton, S.D. 57078	U.S.	Member of Board of Directors 1989
Rev. Dr. Henry L. Koepchen P.O. Box 2326 10 Conscience Bay Road Setauket, N.Y. 11733	U.S.	Member of Board of Directors 1989
Rev. Dr. Arnold G. Kuntz 5751 Richmond Avenue Garden Grove, CA. 92645	U.S.	Member of Board of Directors 1989
Mr. Gilbert E. LaHaine 2401 Stirling Avenue Lansing, MI 48910	U.S.	Member of Board of Directors 1989
Rev. Victor H. Marzhausen 4154 Hillaire Road White Bear Lake, MN 55110	U.S.	Member of Board of Directors 1989
Dr. Florence Montz P.O. Box 1293 Bismarck, ND 58502	U.S.	Member of Board of Directors 1989
Dr. Harold M. Olsen 975 Durkin Drive Clock Tower Village Springfield, IL. 62704	U.S.	Member of Board of Directors 1989
Mr. Lester W. Schultz 2103 E. 15th Street Russellville, AR 72801	U.S.	Member of Board of Directors 1989
Dr. Donald E. Snyder 48 Church Hill Road Henrietta, NY 14467	U.S.	Member of Board of Directors 1989
Rev. Richard L. Thompson Trinity Lutheran Church 537 Grand Avenue Billings, MT 59101	U.S.	Member of Board of Directors 1989

NO.	INVOICE NO.	DATE	INVOICE AMOUNT	63577
		DESCRIPTION		NET AMOUNT PAID
	092888	9/29/89	30.00	30.00
	Federal Communications Commission			

DATE 09/29/89

ARNOLD & PORTER

63577

15-125
0540

1200 NEW HAMPSHIRE AVENUE, N.W.
WASHINGTON, D.C. 20036

THIRTY AND 00/100 DOLLARS

AMOUNT

\$30.00

PAY TO THE ORDER OF
Federal Communications Commission

ARNOLD & PORTER

[Signature]

MADISON NATIONAL BANK
WASHINGTON, D.C.

⑈063577⑈ ⑆054001259⑆ ⑈200⑈002⑈4⑈